

FORM B5 (6-90)

# FORM 5. INVOLUNTARY PETITION

United States Bankruptcy Court District of _____		INVOLUNTARY PETITION						
IN RE (Name of debtor - If individual, enter: Last, First, Middle)  <b>Toysmart.com, LLC</b>		ALL OTHER NAMES used by debtor in the last 6 years (Include married, maiden and trade names)  <b>Toysmart.com, Inc.</b>						
SOC. SEC./TAX I.D. NO. (If more than one, state all)								
STREET ADDRESS OF DEBTOR (No. and street, city, state and zip code)  <b>170 High Street Watham, Massachusetts 02453</b>		MAILING ADDRESS OF DEBTOR (If different from street address)  <b>00-13995</b>  <b>Filing Fee Paid</b>						
COUNTY OR RESIDENCE OR PRINCIPAL PLACE OF BUSINESS  <b>Middlesex</b>								
LOCATION OF PRINCIPAL ASSETS OF BUSINESS DEBTOR (If different from previously listed addresses)								
CHAPTER OF BANKRUPTCY CODE UNDER WHICH PETITION IS FILED  <input type="checkbox"/> Chapter 7 <input checked="" type="checkbox"/> Chapter 11								
<p style="text-align: center;"><b>INFORMATION REGARDING DEBTOR (Check applicable boxes)</b></p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p><b>Petitioners believe</b></p> <p><input type="checkbox"/> Debts are primarily consumer debts</p> <p><input checked="" type="checkbox"/> Debts are primarily business debts (Complete sections A and B)</p> </div> <div style="width: 45%;"> <p><b>TYPE OF DEBTOR</b></p> <p><input type="checkbox"/> Individual</p> <p><input type="checkbox"/> Partnership</p> <p><input type="checkbox"/> Other _____</p> </div> </div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div style="width: 45%;"> <p><b>A. TYPE OF BUSINESS (Check one)</b></p> <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <p><input type="checkbox"/> Professional</p> <p><input checked="" type="checkbox"/> Retail/Wholesale</p> <p><input type="checkbox"/> Railroad</p> <p><input type="checkbox"/> Other _____</p> </div> <div style="width: 30%;"> <p><input type="checkbox"/> Transportation</p> <p><input type="checkbox"/> Manufacturing/Mining</p> <p><input type="checkbox"/> Stockbroker</p> </div> <div style="width: 30%;"> <p><input type="checkbox"/> Commodity Broker</p> <p><input type="checkbox"/> Construction</p> <p><input type="checkbox"/> Real Estate</p> </div> </div> </div> <div style="width: 45%;"> <p><b>B. BRIEFLY DESCRIBE NATURE OF BUSINESS</b></p> <p><b>Toysmart.com, LLC maintains a website and warehouse for the purpose of transacting on-line retail sales.</b></p> </div> </div>								
<p style="text-align: center;"><b>VENUE</b></p> <p><input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in the District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.</p> <p><input type="checkbox"/> A bankruptcy case concerning debtor's affiliate, general partner or partnership is pending in this District.</p>								
<p style="text-align: center;"><b>PENDING BANKRUPTCY CASE FILED BY OR AGAINST ANY PARTNER OR AFFILIATE OF THIS DEBTOR (Report information for any additional cases on attached sheets.)</b></p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 40%; padding: 2px;">Name of Debtor</td> <td style="width: 30%; padding: 2px;">Case Number</td> <td style="width: 30%; padding: 2px;">Date</td> </tr> <tr> <td style="padding: 2px;">Relationship</td> <td style="padding: 2px;">District</td> <td style="padding: 2px;">Judge</td> </tr> </table>			Name of Debtor	Case Number	Date	Relationship	District	Judge
Name of Debtor	Case Number	Date						
Relationship	District	Judge						

## ALLEGATIONS

(Check applicable boxes)

1. ☒ Petitioner(s) are eligible to file this petition pursuant to 11 U.S.C. §303(b).
2. ☒ The debtor is a person against whom an order for relief may be entered under title 11 of the United States Code.
- 3.a. ☒ The debtor is generally not paying such debtor's debts as they become due, unless such debts are the subject of a bona fide dispute;
- or
- b. ☐ Within 120 days preceding the filing of this petition, a custodian, other than a trustee, receiver, or agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.

## COURT USE ONLY

FILED  
 CLERK'S OFFICE  
 FIDELITY COURT  
 DISTRICT OF MASS.  
 00 JUN -9 AM 10:20

Name of Debtor Toysmart.com, LLC

Case No. \_\_\_\_\_ (Court use only)

FORM 5 Involuntary Petition

### TRANSFER OF CLAIM

☐ Check this box if there has been a transfer of any claim against the debtor by or to any petitioner. Attach all documents evidencing the transfer and any statements that are required under Bankruptcy Rule 1003(a).

### REQUEST FOR RELIEF

Petitioner(s) request that an order for relief be entered against the debtor under the chapter of title 11, United States Code, specified in this petition.

Petitioner(s) declare under penalty of perjury that the foregoing is true and correct according to the best of their knowledge, information, and belief

X William R. Moorman, Jr.  
Signature of Petitioner or Representative (State title)

Viridien Technologies, Inc.  
Name of Petitioner

Name and Mailing William R. Moorman, Jr.  
Address of Individual Craig and Macauley P.C.  
Signing in Representative 600 Atlantic Avenue  
Capacity Boston, MA 02210

X \_\_\_\_\_  
Signature of Petitioner or Representative (State title)

\_\_\_\_\_  
Name of Petitioner

Name and Mailing \_\_\_\_\_  
Address of Individual \_\_\_\_\_  
Signing in Representative \_\_\_\_\_  
Capacity \_\_\_\_\_

X \_\_\_\_\_  
Signature of Petitioner or Representative (State title)

\_\_\_\_\_  
Name of Petitioner

Name and Mailing \_\_\_\_\_  
Address of Individual \_\_\_\_\_  
Signing in Representative \_\_\_\_\_  
Capacity \_\_\_\_\_

X William R. Moorman, Jr.  
Signature of Attorney

Craig and Macauley Professional Corporation  
Name of Attorney Firm (If any)

600 Atlantic Avenue  
Address  
Boston, MA 02210 (617) 367-9500  
Telephone No.

X \_\_\_\_\_  
Signature of Attorney

\_\_\_\_\_  
Name of Attorney Firm (If any)

\_\_\_\_\_  
Address  
\_\_\_\_\_  
Telephone No.

X \_\_\_\_\_  
Signature of Attorney

\_\_\_\_\_  
Name of Attorney Firm (If any)

\_\_\_\_\_  
Address  
\_\_\_\_\_  
Telephone No.

### PETITIONING CREDITORS

Name and Address of Petitioner <u>Viridien Technologies, Inc.</u> <u>629 Massachusetts Avenue</u> <u>Boxborough, MA 01719</u>	Nature of Claim <u>Computer Consulting Services</u>	Amount of Claim <u>\$136,776.00</u>
Name and Address of Petitioner	Nature of Claim	Amount of Claim
Name and Address of Petitioner	Nature of Claim	Amount of Claim
Note: If there are more than three petitioners, attach additional sheets with the statement under penalty of perjury, petitioner(s) signatures under the statement and the name(s) of attorney(s) and petitioning creditor information in the format above.		Total Amount of Petitioners' Claims <u>\$813,762.04</u>

\_\_\_\_ continuation sheets attached